

ORDINANCE NO. 5

Series, 1966

AN ORDINANCE ANNEXING TO THE CITY OF ELGIN, UNION COUNTY, OREGON,
CERTAIN TERRITORY CONTIGUOUS THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, a written petition was submitted by B. JOE HARMS and NINA M. HARMS, as the sole and only owners of certain territory contiguous to the boundaries of the City of Elgin, to the Council of said City of Elgin on June 14, 1966, requesting that said contiguous territory be annexed to the City of Elgin, which said contiguous territory is described as follows:

Commencing at a point found by starting at the quarter-section corner between Sections 15 and 22, Township 1 North, Range 39 East of the Willamette Meridian, and running thence South $0^{\circ} 10'$ West 8.0 feet; thence South $89^{\circ} 41'$ East to the West line of the right-of-way of La Grande-Joseph Highway as relocated; thence Southerly along the West line of said highway 300 feet, more or less, to the Southerly line of land conveyed to United States National Foundation by deed dated April 14, 1961 (deed book 144, page 530), -- this being the TRUE POINT OF BEGINNING of the parcel of land here described;

From the true point of beginning so found and determined, running thence South $69^{\circ} 36'$ West along the Southerly line of said United States National Foundation property to a point which is 150 feet West of the West line of said highway (measured at right angles to said highway); thence Southerly, parallel with and 150 feet West of said highway, a distance of 150 feet; thence East 150 feet to the West line of said highway; thence North $0^{\circ} 53' 30''$ West along the West line of the highway, 205 feet, more or less, to the true point of beginning. Containing 0.61 acres, more or less.

Situate in the Northwest quarter of Northeast quarter of Section 22, Township 1 North, Range 39, East of the Willamette Meridian, in Union County, Oregon.

AND, WHEREAS, the said B. JOE HARMS and NINA M. HARMS, as the sole and only owners of the hereinabove described contiguous territory, have consented in writing to the annexation of said contiguous territory to the City of Elgin, which written consent was dated June 14, 1966, and was heretofore filed with the City Recorder of said City of Elgin, and

WHEREAS, the Charter of the City of Elgin does not expressly prohibit the Council of the City of Elgin from dispensing with the submission of the question of annexation of such contiguous territory to the City of Elgin, by a vote of the registered voters of said City of Elgin, and

WHEREAS, said Council enacted Ordinance No. 3 series, 1966, which said Ordinance provides in part to dispense with submitting the question of said annexation to the registered voters of the said City of Elgin, and

1 WHEREAS, said Council by virtue of said Ordinance determined
2 it need not call or hold an election in said contiguous territory
3 proposed to be annexed, nor did said Council need to post notice
of such proposed annexation in said contiguous territory, and

4 WHEREAS, pursuant to said ordinance the Council held a public
5 hearing upon the question of the annexation of said contiguous
6 territory on Tuesday, August 9, 1966, at 7:30 p.m. in the Council
7 Room of the City Hall in the City of Elgin, Oregon, so that the
registered voters of said City of Elgin could appear and be heard
on the question of annexation to the City of Elgin of the contig-
uous territory hereinabove described, and

8 WHEREAS, notice of such public hearing was published once a
9 week for two successive and consecutive weeks prior to the date of
10 said hearing in the ELGIN RECORDER, a newspaper of general circula-
11 tion, in the City of Elgin, as evidenced by the Affidavit of
12 Publication filed with the City Recorder of said City of Elgin;
and that Notice of such Public Hearing was posted in four (4)
public places in said City of Elgin for a like period, as evidenced
by the Affidavit of the City Recorder of said City of Elgin, and
filed in that office, and

13 WHEREAS, no objection or remonstrance of any kind was made
14 against said annexation of said contiguous territory by any person
whomsoever,

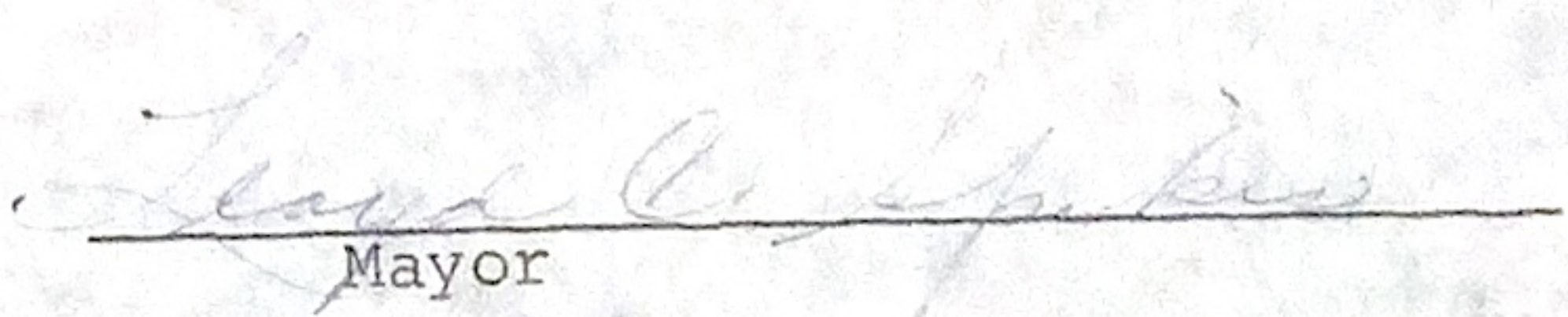
15 NOW, THEREFORE, the City of Elgin does ordain as follows:

16 (1) That the hereinabove described territory contiguous to
17 the boundaries of the City of Elgin be and the same is hereby
annexed to the City of Elgin and the boundaries of the City of
Elgin altered accordingly.

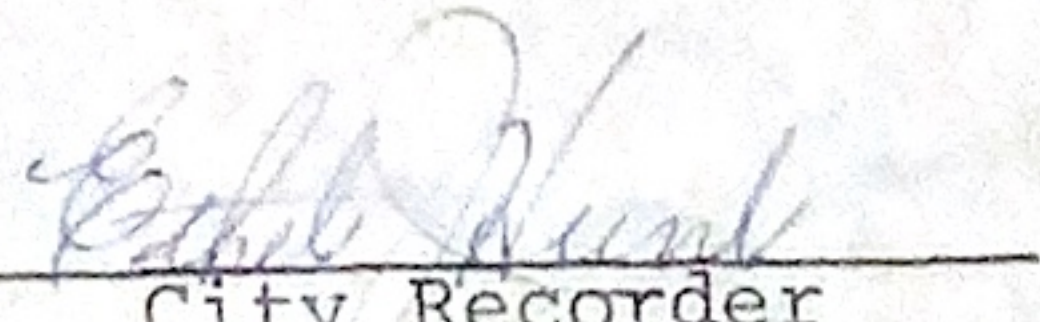
18 (2) Inasmuch as it is necessary for the preservation of the
19 general welfare of the City of Elgin that the above described con-
20 tiguous territory be annexed to said City, an emergency is hereby
21 declared to exist and this ordinance shall become in full force and
effect upon its passage by the Council and its approval by the
Mayor.

22 PASSED and ADOPTED this 13th day of September, 1966.

23 APPROVED this 13th day of September, 1966.

24
25 
Mayor

26 ATTESTED and filed this
27 13th day of September, 1966.

28
29 
City Recorder